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*Attorneys for Defendant Merck & Co., Inc.*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE: :  
Fosamax Products Liability Litigation :  
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*This Document Relates to:* : 1:06-md-1789 (JFK)  
Patricia Potter :  
v. Merck & Co., Inc. :  
: :  
Case No: 1:07-cv-09816-JFK : **Rule 7.1 Statement**  
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Pursuant to Rule 7.1 of the Federal Rules of Civil Procedure and to enable  
Judges and Magistrate Judges of the Court to evaluate possible disqualification or  
recusal, the undersigned attorneys of record for Defendant Merck & Co., Inc. certify that  
it has no parent companies and are not aware of any beneficial owner of more than ten  
percent of its Common Stock.

Dated: New York, New York  
December 11, 2007

Respectfully submitted,

HUGHES HUBBARD & REED LLP

By: /s/  
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